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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CITY OF OAKLAND,
Plaintiff,
v.
ERIC HOLDER, Attorney General of the
United States; and MELINDA HAAG,
U.S. Attorney for the Northern District of
California,
Defendants

CASE NO. CV 12-5245 MEJ

Related Cases: No. CV 12-3566 MEJ
No. CV 12-3567 MEJ

**JOINT STIPULATION AND [PROPOSED]
ORDER CONTINUING HEARING ON
PLAINTIFF CITY OF OAKLAND'S
MOTION TO STAY FORFEITURE
PROCEEDINGS PENDING APPEAL**

Date: June 20, 2013

Time: 10:00 a.m.

Court: Hon. Maria-Elena James

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff City of Oakland (“Oakland”) and
 2 Defendants US Attorney General Eric Holder and US Attorney Melinda Haag (“Defendants”)
 3 (collectively, “the Parties”) hereby stipulate as follows:

4 WHEREAS, on February 27, 2013, Oakland filed its Motion to Stay Forfeiture
 5 Proceedings Pending Appeal (“Motion”) and noticed its Motion to be heard on April 4, 2013 at
 6 10:00 a.m.;

7 WHEREAS, on March 13, 2013, Defendants filed their Opposition to Oakland’s Motion;

8 WHEREAS, on March 20, 2013, Oakland filed its Reply to Defendants’ Opposition to
 9 Oakland’s Motion;

10 WHEREAS, on March 28, 2013, the Court *sua sponte* continued the hearing to April 18,
 11 2013, at 10:00 a.m. and vacated the Case Management Conferences in the forfeiture proceedings
 12 (Case Nos. 12-3566 and 12-3567);

13 WHEREAS, Cedric Chao, lead counsel for Oakland, will be out of the country on April
 14 18, 2013, on a pre-planned business trip;

15 WHEREAS, Kathryn Wyer, counsel for Defendants, is available on April 18, 2013, but
 16 will be unavailable during May and the first half of June 2013 due to a two-week trial in another
 17 matter currently scheduled for June 3, 2013, and related pretrial briefing and trial preparation;

18 WHEREAS, the Parties have met and conferred and have agreed to reschedule the hearing
 19 date on Oakland’s Motion for June 20, 2013; and

20 WHEREAS, the requested time modification will have no effect on any other date in the
 21 schedule for the above-captioned case.

22 IT IS HEREBY AGREED AND STIPULATED by and between the Parties that the
 23 hearing on Oakland’s Motion shall be rescheduled to June 20, 2013, at 10:00 a.m.

24
 25 I, Cedric C. Chao, hereby attest under penalty of perjury that I have received concurrence
 26 in the filing of this document from the other signatory listed below.

27
 28

1 Dated: April 12, 2013

Respectfully submitted,

2 DLA PIPER LLP (US)

3 OAKLAND CITY ATTORNEY

5 By: /s/ Cedric C. Chao
6 Cedric C. Chao

7 Attorneys for Plaintiff
8 CITY OF OAKLAND

9 Dated: April 12, 2013

Respectfully submitted,

10 STUART F. DELERY
11 Acting Assistant Attorney General
12 ARTHUR R. GOLDBERG
13 Assistant Director, Federal Programs Branch

14 /s/ Kathryn L. Wyer
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17 *Attorneys for the Defendants*

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.



19
20 April 15, 2013

21 Date

22 HONORABLE MARIA-ELENA JAMES